

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

MICHAEL DAWES,)	CASE NO. 1:10-cv-02637
individually and as a class)	
representative)	
)	
Plaintiff,)	JUDGE DONALD C. NUGENT
)	
v.)	<u>ORDER ADOPTING</u>
)	<u>MAGISTRATE'S REPORT AND</u>
)	<u>RECOMMENDATION</u>
BAC HOME LOANS SERVICING LP,)	
et al.,)	
)	
Defendants.)	

This case was referred to Magistrate Judge Greg White for general pretrial supervision. Plaintiff filed this action alleging (1) slander of title; (2) fraud; (3) negligent misrepresentation; (4) breach of contract; (5) false oaths; (6) unjust enrichment; (7) conversion; (8) abuse of process; and, (9) malicious prosecution. (ECF # 1-2). Plaintiff also asserted that this action may be maintained as a class action pursuant to Civil Rule 23(B)(3). *Id.* ¶49. The issue has been fully briefed and both parties have had ample opportunity to state their respective positions. After a thorough review of all party submissions, Magistrate White recommended that Defendants' Motion to Dismiss all claims be granted. (ECF # 30). No timely objections have been filed.

The Court has reviewed *de novo* the Report and Recommendation, *see Ohio Citizen Action v. City of Seven Hills*, 35 F. Supp. 2d 575, 577 (N.D. Ohio 1999), and ADOPTS the

Report and Recommendation in its entirety. Magistrate White's Report and Recommendation is well reasoned, well-supported and correct in its conclusions. There, Defendants' Motion to Dismiss is GRANTED and Plaintiff's Complaint is dismissed.

IT IS SO ORDERED



DONALD C. NUGENT
United States District Judge

DATED: June 22, 2011